



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

Hiroharu ARAKAWA, et al.

GROUP: 1623

Serial Number: 10/509,061

EXAMINER: T. McIntosh, III

Filed: September 24, 2004

For: COMBINED USE OF ANTITUMOR INDOLOPYRROLOCARBAZOLE DERIVATIVE
AND OTHER ANTITUMOR AGENT

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.56 and §1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached Form PTO-1449. The claims patentably distinguish from the listed references.

Copies of the listed documents are attached. Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art". If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art"

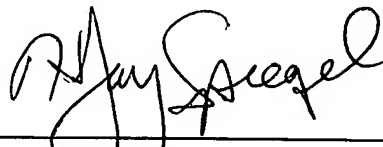
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under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed and claimed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Respectfully submitted,

H. JAY SPIEGEL & ASSOCIATES

A handwritten signature in cursive script, appearing to read "H. Jay Spiegel", written over a horizontal line.

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